

Message

From: Mendez, Thomas [mendez.thomas@epa.gov]
Sent: 1/24/2018 9:05:30 PM
To: Cullen, Raymond [cullen.raymond@epa.gov]
CC: Bahr, Ryan [bahr.ryan@epa.gov]
Subject: RE: ArcelorMittal Indiana Harbor West (IN0063711/IN0000205) 2/9/17 inspection.

Hey Ray and Ryan,
One thing that I wanted to share on Arcelor.

We continue to have a huge disagreement with them on what is considered a "release" of oil into the water body. They are saying that because they "catch" the oil behind a weir or within the weir it is not a release. However it is at the "end of pipe" and from my end on OPA, the NCP makes it very clear that a "threat of release" is considered a "release". So any oil exiting the orifice behind/infront/otherwise of the weir is a release to OPA by the NCP definitions.

When it comes to the CWA permit portion, I'm not sure what your permit has defined as release or discharge or spill or whatever, but I would double check and make sure they aren't falsifying their discharge reports by answering "No" to "Substance discharged" daily when in fact there is a discharge and it occurs with high regularity, caught in a weir or not.

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From: Cullen, Raymond
Sent: Wednesday, January 17, 2018 3:10 PM
To: Krueger, Thomas <krueger.thomas@epa.gov>; Mendez, Thomas <mendez.thomas@epa.gov>
Subject: FW: ArcelorMittal Indiana Harbor West (IN0063711/IN0000205) 2/9/17 inspection.

Hey guys. The last thing I saw about this case was Tom K's 8/29/17 comments on IDEM's APO. Would one of you please tell me what if anything has happened since with this?

From: Coleman, James
Sent: Wednesday, January 17, 2018 2:57 PM
To: Cullen, Raymond <cullen.raymond@epa.gov>
Subject: ArcelorMittal Indiana Harbor West (IN0063711/IN0000205) 2/9/17 inspection.

Hi Ray,
The next steps for this case in sharepoint is awaiting State action.
There's a management call with IDEM tomorrow and Pat is interested in what exactly is the follow-up action for this case.
Any information you can provide would be greatly appreciated. Thanks

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